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SERVICE DATE - JANUARY 2, 2002

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-55 (Sub-No. 600X)

CSX TRANSPORTATION, INC.—ABANDONMENT
EXEMPTION—LOGAN COUNTY, WV

Decided: December 27, 2001

CSX Transportation, Inc. (CSXT) filed a notice of exemption under 49 CFR 1152 to abandon a 0.52-mile line of railroad between milepost CME-11.40 and milepost CME-11.92 near Sarah Ann, in Logan County, WV. Notice of the exemption was served and published in the Federal Register on November 9, 2001 (66 FR 56732-33).

By decision served December 10, 2001, a condition was imposed requiring CSXT to retain its interest in and take no steps to alter the historic integrity of all sites and structures on the line that are 50 years old or older until completion of the section 106 process of the National Historic Preservation Act, 16 U.S.C. 470f. On December 20, 2001, CSXT filed a letter requesting that the historic preservation condition be removed. In support of its request, CSXT attached a letter, which included an indication by the West Virginia State Historic Preservation Officer that there are no properties listed in or eligible for inclusion in the National Register of Historic Places located in the proposed project area. Therefore, SEA recommends that the historic preservation condition imposed in the December 10, 2001 decision be removed. Accordingly, the proceeding will be reopened and the previously imposed historic preservation condition will be removed.

This decision will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. This proceeding is reopened.
2. Upon reconsideration, the section 106 historic condition imposed in the decision served December 10, 2001, is removed.

3. This decision is effective on its service date.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams
Secretary